

CLASSIFICATION OFFICE DECISION

Title of publication: 20090103203145000.jpg

Other known title(s): Not stated

OFLC ref: 0901198.000

Medium: Computer Image File

Publisher: Not applicable

Country of origin: New Zealand

Language: Not applicable

Applicant: Secretary for Internal Affairs

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 22 October 2009

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file exploits the nudity of a child to a high degree, and in a manner likely to appeal to those with a sexual interest in young girls.

The file has a sexualised image focusing on the bare breasts of a 13 year-old girl. The image was found on the cellphone of a 21 year-old man. The girl apparently created and transmitted the image at the request of the man, who took advantage of the vulnerability of a young girl without the maturity necessary to be aware of possible consequences. The availability of a sexualised image of a young girl exposing her body in a sexual manner is capable of stimulating and reinforcing attitudes that foster the exploitation of young and vulnerable members of society.

Banning this publication interferes with freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with parliament's intention to limit the availability of publications that exploit the nudity of children and young persons.